

REMARKS

This reply is responsive to the Office Action dated February 6, 2008, in which Claims 33-38 were rejected. No claims have been canceled; no claims have been amended; and no new claims have been added. Accordingly, Claims 33-38 are pending in the application, and are presented for reconsideration and allowance.

The Office Action indicates that the allowability of Claims 35-38 is withdrawn in view of the reference US Patent No. 6,319,640 (Slusarek).

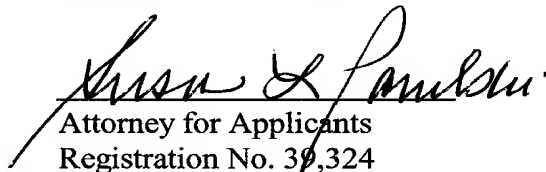
Claims 33-38 stand rejected on the ground of nonstatutory obviousness-type double patenting, as being unpatentable over Claims 13-18 of U.S. Patent No. 6,319,640 (Slusarek).

In order to promote prosecution of the present application, and without conceding the correctness of the Office Action's position, Applicants are filing on even date a Terminal Disclaimer disclaiming the term of any patent granted on the instant application to commonly assigned US Patent No. 6,319,640 (Slusarek). Withdrawal of the rejection is respectfully requested.

Accordingly, Claims 33-38 are believed to be in condition for allowance.

For the reasons set forth above, it is believed that the application is in condition for allowance. Accordingly, reconsideration and favorable action are respectfully solicited.

Respectfully submitted,


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If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Carestream Health, Inc. at 585/724-9490 or 585/724-9409.